

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

RUBEN WILLS, Plaintiff vs. MICROGENICS CORPORATION, ET AL., Defendants	Hon. Brian M. Cogan CASE 1:20-cv-04432-BMC-VMS DEFENDANT MICROGENICS CORPORATION’S NOTICE OF MOTION TO DISMISS PLAINTIFF’S SECOND AMENDED COMPLAINT ORAL ARGUMENT REQUESTED
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PLEASE TAKE NOTICE that Defendant Microgenics Corporation shall move before the Honorable Brian M. Cogan, United States Judge, on a date and at a time to be set by the Court, for an Order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing Plaintiff’s Second Amended Complaint for failure to state a claim upon which relief can be granted.

PLEASE TAKE FURTHER NOTICE that Microgenics Corporation shall rely upon the accompanying Memorandum of Law in support of its Motion, and upon the record and pleadings filed herein.

Respectfully submitted,

Dated: February 10, 2021.

s/Christopher R. Carton
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